



UNITED STATES MARINE CORPS

MARINE CORPS BASE

PSC Box 20004

Camp Lejeune, North Carolina 28542-0004

BO 11015.8E

BEMD

OCT 28 2004

BASE ORDER 11015.8E

From: Commanding General

To: Distribution List

Subj: USE OF NONMARKETABLE TIMBER FOR FIREWOOD

Ref: (a) MCO P5090.2

Encl: (1) Enforcement of Firewood Regulations
(2) Certificate of Release of the Government
(3) Certificate of Understanding (Firewood)

1. Situation. To establish procedures governing the gathering of firewood on Marine Corps Base (MCB), Camp Lejeune and Marine Corps Air Station (MCAS), New River, North Carolina.

2. Cancellation. BO 11015.8D.

3. Mission. The reference governs natural resources management and prescribes procedures for disposal of marketable wood products on a sustained and managed basis that supports multiple-use land management requirements. Enclosure (1) establishes a program for administrating firewood violations.

4. Execution. It is the policy of this Command to allow limited gathering of non-marketable wood products as a source of firewood for authorized personnel. Non-marketable timber is defined as downed trees as a result of timber harvest activities, training area maintenance, road construction, power line maintenance, storms, etc., and may be used for firewood as a means of utilizing a resource that would otherwise be wasted. Cutting or removal of any timber or timber products, other than downed trees described above, constitutes destruction or theft of Government property.

a. Access for harvesting of firewood and eligibility for obtaining a permit will be limited to active duty military, retired military personnel, and civilian employees of MCB, Camp Lejeune or MCAS, New River, and tenant commands. Each person participating in a firewood cutting operation must have a

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permit in his/her own name except that qualified dependents under age eighteen and the spouse of the permittee may assist the permittee without a permit in their own name. Qualified military dependents age eighteen and over may obtain a permit. Dependents under age eighteen must be under supervision of and in the presence of a person possessing a valid permit. Firewood is for home heating purposes only. Firewood is not to be sold.

b. At the time of the application for the firewood permit, applicants will execute enclosure (2), Certificate Of Release Of The Government, releasing the Government from responsibility in the event of an accident or injury. Also, applicants will execute enclosure (3) attesting that the firewood is for the applicant's personal use and will not be sold and shall be used for home heating purposes only. Availability of enclosure (2) and enclosure (3) will be through the collection agent at the Base Conservation Law Enforcement Office (CLEO), Building PT-3.

c. Timber harvest areas under active contract will be designated by Base Forestry with signs as off-limits for firewood or any timber product gathering pending completion of the contract at which time the signs will be removed and the site becomes an authorized firewood area. Firewood or any timber product located in timber harvest areas may not be cut or removed until Base Forestry has authorized the site as a firewood site. Gathering of firewood or any timber product is not allowed in close proximity to heavy equipment operations.

d. Non-marketable timber consists of trees that have been downed or previously cut during operations described in paragraph 4. Cutting standing trees is strictly prohibited. Cutting or removal of any timber or timber product other than that designated above constitutes destruction or theft or Government property.

e. Clearance for Firewood Gathering. To prevent possible conflict with training exercises, hunting, or other activities, and to provide for accounting and control of this program, clearance with the Base CLEO, Building PT-3, Parachute Tower Road, is required. Clearance for harvesting firewood at MCAS, New River will be obtained by contacting the Air Station CLEO, Building CG-1, Robert Wilson Boulevard, after receiving a firewood harvest permit from PT-3, Parachute Tower Road.

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(1) Clearance will be granted on a first-come, first-served basis.

(2) Clearance will be based on possession of a valid firewood permit (obtainable at the Base CLEO's Office, Building PT-3 Parachute Tower Road).

(3) Clearance must be obtained on a daily basis by contacting the Base CLEO's office by method prescribed by that office. Permittees must have the firewood permit and valid identification in their possession while engaged in firewood cutting on Base and cut firewood only in authorized areas. Firewood cutters may not enter in training areas reserved for organized hunts.

(4) Immediately upon completion of firewood gathering for the day, the permittee shall contact the Base CLEO and close out clearance to ensure their departing the areas. Failure to close out clearance within the time specified by the CLEO office on the day that clearance was granted may result in revocation of permit for twelve months.

f. Safety. Personnel desiring to gather firewood pursuant to this Order are required to comply with all applicable safety regulations published by this Command. During hunting season in gun areas, September through February, it is required that woodcutters wear orange. Permittees allowing dependents to gather firewood are responsible for the safety and conduct of dependents.

5. Administration and Logistics

a. The Assistant Chief of Staff, Installation and Environment Department (AC/S, I&E) will administer the firewood program through processing, accounting, and control of applicants wishing to cut and gather firewood.

b. The Branch Head, Environmental Conservation, Environmental Management Division, Installation and Environment, shall maintain an up-to-date inventory of sites where timber sale contract obligations are complete and non-marketable timber is available for use as firewood and provide this information to the Base CLEO.

c. The Base Conservation Law Enforcement Officers (CLEO) shall:

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(1) Issue/sell annual firewood permits to authorized personnel for a fee of \$10.00.

(2) Authorize access to training areas for firewood cutting on a daily basis.

(3) Maintain a record of personnel participating in this activity.

(4) Supervise, inspect, and monitor the program as directed by the AC/S, I&E.

(5) Collect and deposit fees. Collections and deposits will be done by any hunting/fishing license collection agent appointed by AC/S, I&E.

6. Command and Signal

a. Signal. This Order is effective the date signed.

b. Command. This Order is applicable to the Marine Corps Reserve. This Order has been coordinated with and concurred in by the Commanding Officer, Marine Corps Air Station, New River.


W. A. MEIER
Chief of Staff

DISTRIBUTION: A

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ENFORCEMENT OF FIREWOOD REGULATIONS

1. General. It is the continuing policy of the Commanding General to use legal means to reduce violations of firewood regulations. Violators shall be educated and disciplined, as appropriate, by the most effective means available.

2. Responsibility

a. Each firewood gatherer shall comply with these regulations when gathering firewood aboard MCB, Camp Lejeune and MCAS, New River.

b. The Base CLEO shall supervise and coordinate the enforcement of firewood regulations.

c. Firewood permits will be issued at Building PT-3, Parachute Tower Road from 0800 until 1600 Monday through Friday, and from 0800 until 1000 on Saturdays and holidays during deer hunting season (mid September-December).

3. Conservation Law Enforcement Officer (CLEO)

a. The Base CLEOs are the agents through whom the Commanding General exercises his enforcement power in the control of firewood gathering. In this regard, the aforementioned CLEOs shall have full authority, within established rules and regulations, to carry out enforcement activities in control of firewood gathering to include the issuing of citations for violation(s) of firewood regulations.

b. Under cognizance of the Assistant Chief of Staff, Installation and Environment, The Head, Environmental Conservation Branch, EMD, shall supervise the Base CLEOs in the coordination of firewood enforcement activities

c. No person shall fail or refuse to comply with any published order or direction of the aforementioned CLEOs in the enforcement of firewood regulations.

d. The Base CLEOs will conform to the standards and regulations set forth in BO 5810.3F in performing enforcement duties.

4. Processing of Violations

ENCLOSURE (1)

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a. Military firewood citations shall be issued upon the suspected violation of any provision of these regulations and a copy shall be furnished to the suspected violator. The remaining copy will be forwarded to the Base Conservation Board.

b. Persons who receive a citation will have their privilege to remove firewood automatically revoked by the Base CLEO for a period of 12 months. The CLEO will annotate the revocation on the citation. Additionally, the CLEO will annotate on the citation that the person may submit written comments in appeal of the citation to the Base Conservation Hearing Officer within 10 days. The comments must be typewritten, or legibly handwritten, complete, concise, and temperate in tone and content.

c. Upon receipt of written appeal of the citation, the Base Conservation Hearing Officer will review the circumstances surrounding the citation. The Hearing Officer may reduce, suspend, disapprove or approve revocation of firewood gathering privileges, and will notify the appellant in writing of his decision. The decision of the Hearing Officer on such an appeal shall be final, and no further appeal from the Hearing Officer's decision is authorized. A copy of the Hearing Officer's decision will be forwarded to the Base CLEO.

d. Violations of this directive occurring at Marine Corps Air Station, New River will be processed through the Marine Corps Base administrative procedures.

e. Citations given to active duty personnel will be referred by the Base CLEO to that person's Commanding Officer. Citations given to civilians will be referred to the Office of the Staff Judge Advocate, Marine Corps Base, (Special Assistant U.S. Attorney).

f. Violations of this Order by military personnel are punishable as violations of Article 92 of the Uniform Code of Military Justice (UCMJ). Violations by other persons are punishable in Federal Court.

5. Suspension or Revocation of Firewood Privileges. No person shall gather firewood or any timber product within jurisdiction of MCB, Camp Lejeune, or MCAS, New River during any period in which their firewood gathering privileges have been suspended or revoked pursuant to the provisions of this Order.

OCT 28 2004**CERTIFICATE OF RELEASE OF THE GOVERNMENT**

In consideration for the permission granted me to enter upon the U.S. Marine Corps Base, Camp Lejeune, North Carolina, and there engaged in harvesting firewood, the undersigned herein does agree as follows:

I will indemnify and save harmless the government, its officers, agents, servants, and employees from all liability under the Federal Tort Claims Act (28 USC 2671, et seq) or otherwise, for death or injury suffered by any person, and for any loss on the premises.

I hereby waive any and all claims for any injuries suffered by reason of accident while harvesting firewood or detonation of explosives which may be caused by fault or negligence of any person or agency, such injuries being suffered by me while on Marine Corps Base, Camp Lejeune, North Carolina, as a result of the permission which is the consideration recited above.

DATE _____ LAST, FIRST M.I. _____

SIGNATURE _____

ISSUING AGENT/WITNESS NAME _____

ISSUING AGENT/WITNESS SIGNATURE _____

ENCLOSURE (2)

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CERTIFICATE OF UNDERSTANDING (FIREWOOD)**THIS FORM IS SUBJECT TO THE PRIVACY ACT
(NAVMC 11000) CERTIFICATE OF
UNDERSTANDING/RELEASE OF THE GOVERNMENT
(FIREWOOD)**

MCBCL 1710/6 (REV. 03-92)

In consideration for the permission granted me to enter upon the U.S. Marine Corps Base, Camp Lejeune, North Carolina and take firewood from designated location(s) the undersigned herein agrees as follows:

1. I will comply with the conditions established as to location(s), amount and types of firewood to be taken.
2. **The firewood taken from said location(s) by me will not be sold. The firewood taken shall be used for home heating purposes only.**
3. I further understand that any violations thereof subject me to possible disciplinary, civil and/or administrative action as appropriate and may prohibit me from acquiring firewood on Marine Corps Base, Camp Lejeune, North Carolina, in the future.

Permit #	Signature
VEHICLE INFORMATION	PERSONAL INFORMATION
YEAR	LAST NAME
MAKE	FIRST NAME
MODEL	M.I.
COLOR	RANK
PLATE STATE	DOB
LIC. PLATE #	SSN
DOD Decal #	ADDRESS
UNIT INFORMATION	CITY
COMPANY	ZIP
BATTALION	HOME PHONE
DIVISION	WORK PHONE
	CELL PHONE
DATE OF ISSUE	PERMIT COST
ISSUING AGENT NAME	
ISSUING AGENT SIGNATURE	

ENCLOSURE (3)